

**CITY OF MONROE
ORDINANCE NO. 025/2019**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, AMENDING MMC 13.04.060, CONNECTION SPECIFICATIONS; ELIMINATING THE REQUIREMENT FOR CITY COUNCIL APPROVAL OF WATER SERVICE CONNECTIONS BY PREMISES SERVED BY AUXILIARY WATER SOURCES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City of Monroe (hereinafter referred to as City) requires the ability to regulate how and when connections to the public water system are approved; and

WHEREAS, the City Council recognizes that access to a reliable supply of clean drinking water is a basic necessity for residents and businesses; and

WHEREAS, Monroe Municipal Code Section 13.04.060, requires special permission to be provided by the Monroe City Council prior to approving a connection to the public water supply; and

WHEREAS, the City requires connections to the public water system to protect public health by isolating premises that have an auxiliary water supply in a manner consistent with MMC 13.06.080; and

WHEREAS, the City Council recognizes that appropriate delegation to the administration regarding regulating connections to the public water system can expedite the restoration of water supply to residents connected to failed or seasonally inadequate private water systems; and

WHEREAS, the City Council desires to amend MMC 13.04.060 to eliminate the requirement for special permission to be provided by the City Council prior to connection to the public water supply when an auxiliary supply is in use.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment of MMC 13.04.060, Connection Specifications. Section 13.04.060, Water Regulations, Rates and Charges, Connection Specifications, of the Monroe Municipal Code is hereby amended as follows:

Upon presentation of receipt for the installation fees, the public works director shall cause the premises described in the application to be connected with the city's water main by a service pipe extending at right angles from the main to the property line, provided such main be available adjacent to the property to be serviced, and such connection shall include a meter and stopcock placed within the lines of the street or curb, which

connection shall thereafter be maintained and kept within the exclusive control and ownership of the city, and in no case shall the owner of any premises have the right to claim or reclaim any part thereof; provided, however, that when the service connection cannot be protected within the lines of the street or curb or when the main may be on privately owned premises the city may enter upon the applicant's premises for the purpose of installing and maintaining such connection as herein provided. ~~((No service connection shall be made or allowed from the city's mains to any premises supplied by water from any other source unless a special permission is given by the city council, which special permission may be terminated at any time the city council may elect.))~~

No water service shall be furnished by direct line from the city's mains to any steam boiler on any person's premises.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by State or federal law or regulation, such decision or pre-emption shall not affect the validity or enforceability of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This ordinance shall be in full force and effect five (5) days from and after its passage and approval and publication as required by law.

PASSED by the City Council and APPROVED by the Mayor of the City of Monroe, at a regular meeting held this 10th day of December, 2019.

First Reading: November 12, 2019
Adoption: December 10, 2019
Published: December 15, 2019
Effective: December 20, 2019

CITY OF MONROE, WASHINGTON:



Geoffrey Thomas, Mayor

(SEAL)

ATTEST:

APPROVED AS TO FORM:



Elizabeth M. Adkisson, MMC, City Clerk
*Cheri A. Hurst, Authorized Designee
for the City of Monroe*



J. Zachary Lell, City Attorney